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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/821,474	04/08/2004	Yoshinori Iketaki	04216/LH

01933
 FRISHAUF, HOLTZ, GOODMAN & CHICK, PC
 767 THIRD AVENUE
 25TH FLOOR
 NEW YORK, NY 10017-2023

CONFIRMATION NO. 1086

FORMALITIES LETTER



OC000000013051190

Date Mailed: 06/24/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 1-10.
- An abstract of the technical disclosure not exceeding 150 words in length and commencing on a separate sheet in compliance with 37 CFR 1.72(b) is required. An abstract was not provided for this application.

SUMMARY OF FEES DUE:

08/18/2004 FFANAI2 00000036 10821474

01 FC:1051

130.00 OP

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

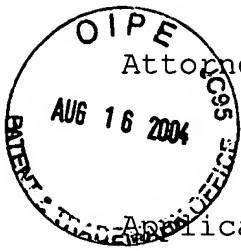
*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket No. 04216/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Yoshinori IKETAKI

Serial No. : 10/821,474

Filed : April 8, 2004

For : MICROSCOPE AND ITS OPTICAL
CONTROLLING METHOD

Art Unit :

CUSTOMER NO.: 01933

SUBMISSION OF

1. **SIGNED DECLARATION**
2. **ACCURATE ENGLISH LANGUAGE TRANSLATION**

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

Att: MS - MISSING PARTS

S I R :

Responsive to the Patent Office Notice mailed June 24, 2004
(copy attached), the term for response to which expires on August
24, 2004, submitted herewith are the following:

1. Declaration executed by the inventors, referring to the
application by Serial Number and filing date.
2. Accurate English Translation of the above-identified
application (pages 1- 24), together with a complete set
of formal drawings - 10 sheets, Figs. 1-11.

CERTIFICATE OF MAILING

I hereby certify that this
correspondence is being deposited
with the United States Postal
Service as First Class mail in an
envelope addressed to: Mail Stop
Missing Parts, Commissioner for
Patents, P.O. Box 1450, Alexandria,
VA 22313-1450, on the date noted below.


Sharon Portnoy

Dated: August 12, 2004

In the event that this Paper
is late filed, and the
necessary petition for
extension of time is not filed
concurrently herewith, please
consider this as a Petition
for the requisite extension of
time, and to the extent not
tendered by credit card
(Form PTO-2038 attached
hereto), authorization to
charge the extension fee,
or any other fee required
in connection with this
Paper, to Account No. 06-1378.

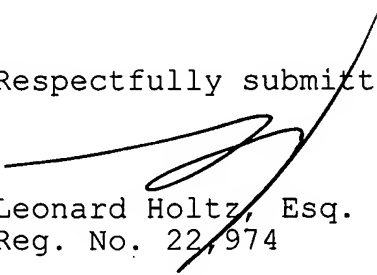
Re: ABSTRACT

The Notice dated June 24, 2004 states that "An abstract was not provided for this application". It is respectfully submitted that, in fact, a Japanese language abstract (page 19 of the original Japanese language application) was submitted with the filing of the application. A copy of the receipted postcard evidencing the receipt of the abstract (page 19) is attached. A copy of original page 19 (abstract) in the Japanese language is attached.

The requisite filing fee of \$770.00 and the fee of \$130.00 for filing a "Non-English Specification" was previously submitted with the filing of the application. Thus, no further fees are required with this submission. However, authorization is given to charge any additional fees which may be required, or to credit any overpayment, to Account No. 06-1378.

It is respectfully requested that prosecution on the merits now proceed.

Respectfully submitted,



Leonard Holtz, Esq.
Reg. No. 22,974

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767 Third Avenue - 25th Floor
New York, New York 10017-2023
Tel. No. (212) 319-4900
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LH:sp



Attty. Docket # 04216/LH

THE PATENT OFFICE ACKNOWLEDGES RECEIPT OF:

New appln: Transm. ltr (dupl.); spec, claims,
Abstract (pages 1-19);

NO DECLARATION, NO ASSIGNMENT;

FILED IN JAPANESE LANGUAGE

10 sheets formal drawings (Figs. 1-11);
Change of Correspondence Address (with cust. #)
\$900. ck. #94632.

Y. IKETAKI

LH:bv

Priority: April 15, 2004

Mailed: April 8, 2004

EXPRESS MAIL # EV 366 565 346 US

16834 U.S. PTO
10/821474



要約書

第 1、第 2 の光の光学的調整を容易かつ高精度にでき、超解像効果や期待する光学性能を確実に発現できる顕微鏡及びその光学調整方法を提供する。試料 7 4 に含まれた分子を基底状態から第 1 電子励起状態に励起する第 1 の光源 1 1 からの第 1 の光を二次元的に偏向する第 1 の偏向手段 1 4 a, 1 4 b と、上記分子を第 1 電子励起状態から、よりエネルギー準位の高い第 2 電子励起状態に励起する第 2 の光源 1 2 からの第 2 の光を二次元的に偏向する第 2 の偏向手段 1 7 a, 1 7 b と、偏向された第 1、第 2 の光を同一光軸または互いに平行な光軸に合成する合成手段 1 6 と、合成された第 1、第 2 の光を同時に偏向する第 3 の偏向手段 1 9 a, 1 9 b とを有し、これら第 1～第 3 の偏向手段により第 1、第 2 の光の光軸を調整して、集光光学系 7 2 により一部重ね合わせて試料 7 4 に照射することにより、その発光を検出するようにする。

【選択図】

図 1